

City of Detroit

CITY COUNCIL



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Committee of the Whole Room • 1340 Coleman A. Young Municipal Center • (313) 224-3443 • Detroit, MI 48226

REVISED

INTERNAL OPERATIONS STANDING COMMITTEE

COUNCIL MEMBER ROY MCCALISTER, CHAIRPERSON

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COUNCIL MEMBER JAMES TATE, MEMBER

COUNCIL PRESIDENT BRENDA JONES, (EX-OFFICIO)

Mrs. Millicent G. Winfrey
Asst. City Council Committee Clerk

WEDNESDAY, FEBRUARY 6, 2019

10:00 A.M.

- A. ROLL CALL**
- B. CHAIR REMARKS**
- C. APPROVAL OF MINUTES**
- D. PUBLIC COMMENT**
 - a. Member Reports
 - b. General Public
- E. 10:05 AM – INTERVIEW – RE: Appointment of Annie Mae Holt to the Board of Police Commission.**
- F. 10:15 AM - INTERVIEW – RE: Appointment of Brenda Goss Andrews to the City Planning Commission.**
- G. 10:25 AM – INTERVIEW – RE: Appointment of Daryl Harris, as a District Three Member of the Human Rights Commission.**
- H. 10:35 AM – INTERVIEW – RE: Appointment of Lavonne Thomas, as a District Two Member of the Human Rights Commission.**

- I. **10:45 AM – INTERVIEW – RE:** Appointment of Darnell Adams, as a District Four Member of the Human Rights Commission

UNFINISHED BUSINESS

1. Status of **Mayor's Office** submitting reso. autho. The Appointment of Annie Holt to the Board of Police Commissioners. **(BROUGHT BACK AS DIRECTED ON 1-23-19)**
2. Status of **Office of Contracting and Procurement Contract No. 2870456** - 100% City Funding – AMEND 7 – To Provide Legal Advice and Litigation Representation Pertaining to Implementing the City's Ongoing Restructuring, and other Matters as Requested. – Contractor: Miller, Canfield, Paddock, and Stone, PLC – Location: 150 W. Jefferson, Ste. 2500, Detroit, MI 48226 – Contract Period: October 11, 2018 through June 30, 2020 – Contract Increase: \$500,000.00 –Total Contract Amount: \$12,200,522.56. ***LAW (Original Contract Amount- \$300,000.00, Original Contract Period was August 1, 2012, through June 30, 2014.) (BROUGHT BACK AS DIRECTED ON 1-23-19)***
3. Status of **Office of Contracting and Procurement Contract No. 6001022** - 100% City Funding – AMEND 5 – To Provide Legal Representation and Litigation Services on Future Cases As Needed, including, but not limited to Building Zone Appeals, and other City Matters. – Contractor: Allen Brothers, PLLC – Location: 400 Monroe, Ste. 620, Detroit, MI 48226 – Contract Period: January 8, 2019 through December 31, 2020 – Contract Increase: \$250,000.00 –Total Contract Amount: \$1,175,000.00. ***LAW (Original Contract Amount; \$150,000.00, Original Contract Period was November 24, 2015, through June 30, 2017.) (BROUGHT BACK AS DIRECTED ON 1-23-19)***
4. Status of **Office of Contracting and Procurement Contract No. 6001078** - 100% City Funding – AMEND 1 – To Provide Property Tax Appraisal Services for the Marathon Petroleum Michigan Tax Tribunal Proceedings and for use by the City in Determining Marathon's Property Tax Assessments for Tax Years 2018, and Forward. – Contractor: MR Valuation – Location: 5 Professional Cir., Ste. 208, Colts Neck, NJ 07722 – Contract Period: Upon City Council Approval through December 31, 2019– Contract Increase: \$250,000.00 –Total Contract Amount: \$450,000.00. ***LAW (Original Contract Amount; \$200,000.00, Original Contract Period was July 1, 2017, through December 31, 2019.) (BROUGHT BACK AS DIRECTED ON 1-23-19)***
5. Status of **Council President ProTem Mary Sheffield** submitting memorandum relative to Cash Bail Elimination Resolution. **(BROUGHT BACK AS DIRECTED ON 1-23-19)**
6. Status of **Law Department** submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Kenneth Bridgewater v City of Detroit, Civil Action Case No: 18-12225 for Kelvin Harris – Captain of Plans and Examination. **(BROUGHT BACK AS DIRECTED ON 1-16-19 WITH RECOMMENDATION TO SET UP A CLOSED SESSION)**

7. Status of Law Department submitting reso. autho. Legal Representation and Indemnification in lawsuit of Derrick Thompson v City of Detroit, Civil Action Case No: 17-016125 NO for P.O. Elaine Caldwell. **(BROUGHT BACK AS DIRECTED ON 1-16-19)**
8. Status of Law Department submitting reso. autho. Legal Representation and Indemnification in lawsuit of Johnny Strickland v City of Detroit, Civil Action Case No: 18-cv-12640 for Commander Mark Bliss, Sergeant Rodney Ballinger, and P.O. Casey Schimeck. **(BROUGHT BACK AS DIRECTED ON 1-16-19)**
9. Status of Law Department submitting reso. autho. Legal Representation and Indemnification in lawsuit of Ted Jankowski v City of Detroit, Civil Action Case No: 18-cv-12301 for P.O. Clinton Elam, P.O. Aaron Engh, P.O. Ryan Jones, and P.O. Erik Franti. **(BROUGHT BACK AS DIRECTED ON 1-16-19)**
10. Status of Council Member Janee' Ayers submitting memorandum relative to Contract 6001798 – Still Providing trial litigation services in the trial of Aiyana Stanley-Jones and an update on the status of this casework. **(BROUGHT BACK AS DIRECTED ON 1-16-19)**
11. Status of Council President Pro Tem Mary Sheffield submitting memorandum relative to Resolution Request for a Cooperative Relationship between the United States and Cuba. **(BROUGHT BACK AS DIRECTED ON 1-16-19)**
12. Status of Council President Pro Tem Mary Sheffield submitting memorandum relative to Request for LPD to Draft a Debarment Amendment to the Purchasing and Procurement Ordinance. **(BROUGHT BACK AS DIRECTED ON 1-16-19)**
13. Status of Council Member Raquel Castaneda-Lopez submitting memorandum relative to Election Results of Precinct Delegate Write-In Candidates. **(BROUGHT BACK AS DIRECTED ON 1-9-19)**
14. Status of Mayor's Office submitting correspondence relative to the Appointment of Carron Pinkins as an At-large member of the Human Rights Commission, beginning immediately upon City Council approval and ending on November 20, 2021. **(BROUGHT BACK AS DIRECTED ON 1-9-19)**
15. Status of Mayor's Office submitting report relative to the Reappointment of Gina Hughes as a member of the Fire Board of Appeals. **(BROUGHT BACK AS DIRECTED ON 1-9-19)**
16. Status of Detroit Corporation Counsel submitting memorandum relative to Access to Polls for Disabled Voters. **(Persons with Disabilities have expressed concerns about access at the polls – both at full formal sessions of City Council and, anecdotally, at polling places during Tuesday's elections. In voicing complaints, disabled voters have**

asked “who is responsible,” and “what can be done to formally address their concerns?”) (BROUGHT BACK AS DIRECTED ON 1-9-19)

17. Status of **Council Member Raquel Castaneda-Lopez** submitting memorandum relative to Legislative Priorities List. (BROUGHT BACK AS DIRECTED ON 11-14-18)
18. Status of **Law Department** submitting reso. autho. **Legal Representation and Indemnification** in lawsuit of Troy and Michael Karpovich vs City of Detroit; Civil Action Case No: 18-cv-12247; for Commander Timothy Leach and Detective Frederick Person (NOT RECOMMENDED) (BROUGHT BACK AS DIRECTED ON 11-14-18)
19. Status of **Office of Inspector General** submitting report relative to Appeal of OIG Investigation File Nos. 18-0045, 0047 and 0048-INV; Debarment Proceedings Against: Boulevard & Trumbull Towing, Inc. (B&T); Jessica Lucas; Jennifer Fiore; and Gasper Fiore. (BROUGHT BACK AS DIRECTED FROM FORMAL HEARING ON 1-22-19)
20. Status of **Office of Inspector General** submitting report relative to Appeal of OIG Investigation File Nos. 18-0042, 0043 and 0044-INV; Debarment Proceedings Against: Javion & Sam’s 24 Hour Towing Service, Inc. (Javion & Sam’s); Joan Fiore; Paul Ott; Gene’s Towing, Inc. (Gene’s); City Wide Towing, Inc.; Anthony Thomas; and B & G Towing. (BROUGHT BACK AS DIRECTED FROM FORMAL HEARING ON 1-22-19)
21. Status of **Legislative Policy Division** submitting reso. autho. Encouraging and Ongoing Cooperative Relationship between the United States and Cuba. (BROUGHT BACK AS DIRECTED FROM FORMAL HEARING ON 2 -5-19)

NEW BUSINESS

OFFICE OF CONTRACTING AND PROCUREMENT

Submitting the following Office of Contracting and Procurement Contracts:

22. Submitting reso. autho. **Contract No. 6001710** - 100% City Funding – To Provide Workers Comp, and No- Fault Insurance. – Contractor: CompOne, an FDI Company – Location: 39500 High Pointe Blvd., Ste. 400, Novi, MI 48375 – Contract Period: Upon City Council Approval through June 30, 2022 – Total Contract Amount: \$5,411,226.00. **LAW (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**

LAW DEPARTMENT

23. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Willie Parker, et al v. City of Detroit, Case No. 18-003672-NF; File No. L18-00204 (PMC) in the amount of \$15,000.00 in full payment of any and all claims which these parties may have against the City of Detroit by reason of alleged injuries sustained by Willie Parker on or about October 2, 2015. (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)

24. Submitting reso. autho. **Settlement** in lawsuit of Lance Rand v. City of Detroit, Case No. 17-010461-NI; File No. L17-00532 in the amount of \$300,000.00 in full payment of any all claims which Lance Rand may have against the City of Detroit for alleged injuries sustained on or about January 12, 2017. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
25. Submitting reso. autho. **Settlement** in lawsuit of Willie Hurst v. City of Detroit Department of Transportation, File No. 14941 (PSB) in the amount of \$60,000.00 in full payment of any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of his past employment with the City of Detroit. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
26. Submitting reso. autho. **Settlement** in lawsuit of Margaret Givens v. City of Detroit, Case No. 18-001853-NI; File No. L18-00125 (SVD) in the amount of \$28,500.00 in full payment for any and all claims which Margaret Givens and/or her estate may have against the City of Detroit and any other City of Detroit employees by reason of injuries sustained on or about March 06, 2017 while a passenger on a City of Detroit bus. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
27. Submitting reso. autho. **Settlement** in lawsuit of Michigan Pain Management, PLLC v. City of Detroit, Case No. 18-002246-NF; File No. L18-00180 (MBC) in the amount of \$20,500.00 in full payment for any and all claims which Michigan Pain Management, LLC may have against the City of Detroit and any City of Detroit employees by reason of alleged injuries or property damage sustained by Terry Peterson on or about August 31, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
28. Submitting reso. autho. **Settlement** in lawsuit of Ebony Lee v. City of Detroit, Case No. 17-014078-NI; File No. L17-00695 (MBC) in the amount of \$42,000.00 in full payment for any and all claims which Ebony Lee may have against the City of Detroit and any City of Detroit employees by reason of alleged injuries or property damage sustained by Ebony Lee on or about November 19, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
29. Submitting reso. autho. **Legal Representation & Indemnification** in lawsuit of William Anderson/Betty Taylor v. City of Detroit, Civil Action Case No. 18-009696-CD, for Commander Arnold Williams. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
30. Submitting reso. autho. **Legal Representation & Indemnification** in lawsuit of Rachel Mares v. City of Detroit, Civil Action Case No. 18-cv-12527, for P.O. Samuel Choice. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**

31. Submitting reso. autho. **Legal Representation & Indemnification** in lawsuit of Mijuan Barbour v. City of Detroit, Civil Action Case No. 18-006258 NO, for P.O. Zachary Digiacomio and P.O. Jose Martinez. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
32. Submitting reso. autho. **Legal Representation & Indemnification** in lawsuit of Anthony and Elaine McCallum v. City of Detroit, et al., Wayne County Circuit Court Case No. 14-009697-NO for Sgt. Stephen Geelhood. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
33. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Margaret England v City of Detroit, Case No. 18-001804-NF; File No. L18-00122 (SVD) in the amount of \$5,700.00 in full payment for any and all claims which Margaret England may have against the City of Detroit or any other City of Detroit employees by reason of injuries sustained in a motor vehicle accident while Plaintiff was a passenger on a City of Detroit bus on or about March 06, 2017. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
34. Submitting reso. autho. **Acceptance of Case Evaluation Award** in lawsuit of Feyistian Idowu, et al. v City of Detroit, Case No. 17-014461-NF; File No. L17-00697 (PMC) in the amount of \$67,000.00, paid to multiple parties, in full payment for any and all claims which the parties may have against the City of Detroit by reason of alleged injuries sustained by Feyistian Idowu on or about December 16, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
35. Submitting reso. autho. **Settlement** in lawsuit of Ronald E. Alexander v City of Detroit, Case No. 18-001169-PD; File No. L18-00154 (PH) in the amount of \$20,000.00 in full payment for any and all claims which Ronald E. Alexander may have against the City of Detroit or any other City of Detroit employees by reason of the alleged conversion of property sustained on or about March 29, 2017. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
36. Submitting reso. autho. **Settlement** in lawsuit of Dwayne McCaskell v City of Detroit, Case No. 17-015216-NI; File No. L17-00762 (MBC) in the amount of \$30,000.00 in full payment for any and all claims which Dwayne McCaskill may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries or property damage sustained by Dwayne McCaskill on or about October 16, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
37. Submitting reso. autho. **Settlement** in lawsuit of Clifford Crawford v City of Detroit, Case No. 18-000697-NF; File No. L18-00071 (RG) in the amount of \$9,000.00 in full payment for any and all claims which Clifford Crawford may have against the City of Detroit and any other City of Detroit employees by reason of a claim for No-Fault Benefits for alleged

injuries while a passenger on a Detroit City bus sustained on or about October 07, 2015. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**

38. Submitting reso. autho. **Settlement** in lawsuit of William McKenzie v City of Detroit Department of Transportation, File No. 10533 (CM) in the amount of \$15,000.00 in full payment for any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of his past employment with the City of Detroit. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
39. Submitting reso. autho. **Settlement** in lawsuit of Eva Turner v City of Detroit Department of Transportation, File No. 14957 (CM) in the amount of \$24,900.00 in full payment for any and all claims which they may have against the City of Detroit by reason of any injuries or occupational diseases and their resultant disabilities incurred or sustained as the result of her past employment with the City of Detroit. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
40. Submitting reso. autho. **Settlement** in lawsuit of Donta Leflore v City of Detroit, Case No. 17-012815 NO; File No. L17-00613 (CB) in the amount of \$62,500.00 in full payment for any and all claims which Donta Leflore may have against the City of Detroit by reason of alleged injuries sustained when Plaintiff tripped due to a raised sidewalk and suffered injuries on or about July 4, 2016. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
41. Submitting reso. autho. **Settlement** in lawsuit of Bunkley v. City of Detroit et. al. Case No. 16-11593; File No. L16-00274 (MMM) in the amount of \$637,000.00 in full payment for any and all claims which Derrick Bunkley may have against the City of Detroit, Sgt. Marcellus Ball, Latunya Moses, Glenda Fisher, Christopher Moreau, Troy Wesley, Jade Tanguay, Sgt. Richard Lucas, Marshall Dennis, Calvin Washinbgton and any other City of Detroit employees by reason of alleged injuries sustained on or about May 4, 2014. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**

CITY PLANNING COMMISSION

42. Submitting report relative to Expiration of terms for City Planning Commission members (Submitting Request for Reappointments). **(Consistent with the November 1, 2018 Legislative Policy Division report on appointments to Boards and Commissions, the terms of appointment for three seats on the City Planning Commission will expire on February 14, 2018. They are Commissioners Angy Webb, Alton James, and Fredrick Russell. Each has indicated verbally and via the attached form the desire to be reappointed for another three year term of service on the Commission. We will provide updated resumes and attendance records for each under separate cover. There is also a vacant at large seat on the CPC, which was created by the resignation of former Commissioner Lesley Carr Farrow in June of 2018 and reported to Your**

**Honorable Body last summer.) (REFERRED TO THE INTERNAL OPERATIONS
STANDING COMMITTEE ON 2-6-19)**

LEGISLATIVE POLICY DIVISION

43. Submitting report and Proposed Ordinance to amend Chapter 18 of the 1984 Detroit City Code, Finance and Taxation; by amending Article V, Purchases and Supplies, Section 18-11-5 Grounds for Debarment; Subsection (a)(6) to include the falsification of information to obtain certification as a Detroit-based, Detroit-headquartered or Detroit-resident business. **(FOR INTRODUCTION OF AN ORDINANCE AND THE SETTING OF A PUBLIC HEARING?) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**

OFFICE OF THE CHIEF FINANCIAL OFFICER/DEVELOPMENT AND GRANTS

44. Submitting reso. autho. To submit a grant application to the FY 2019 Harvard Business School (HBS), for the Leadership Fellows Program Grant. **(The Mayor's Office is hereby requesting authorization from Detroit City Council to submit a grant application to the Harvard Business School (HBS), for the FY 2019 Leadership Fellows Program Grant. The amount being sought is \$50,000.00. The grantor share is \$50,000.00, of the approved amount, and there is a required cash match in the amount of \$50,000.00. The total project cost is \$100,000.00.) (REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**

MISCELLANEOUS

45. Council Member Raquel Castaneda-Lopez submitting memorandum relative to Debarment Appeals Process. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**
46. Council Member Raquel Castaneda-Lopez submitting memorandum relative to language Access Program/Limited English Proficiency Program. **(REFERRED TO THE INTERNAL OPERATIONS STANDING COMMITTEE ON 2-6-19)**